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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

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CHASOM BROWN, WILLIAM BYATT,
JEREMY DAVIS, CHRISTOPHER
CASTILLO, and MONIQUE TRUJILLO,
individually and on behalf of all similarly
situated,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 4:20-cv-3664-YGR-SVK

[PROPOSED] ORDER GRANTING
MOTION TO SEAL

Judge: Hon. Yvonne Gonzalez Rogers

[PROPOSED] ORDER

Before the Court is Google LLC’s Administrative Motion to Seal portions of Google’s Motion for Summary Judgment (“Motion”). Having considered the Motion, supporting declaration, and other papers on file, and good cause having been found, the Court **ORDERS** as follows:

Document or Portion of Document Sought to be Sealed	Evidence Offered in Support of Sealing	Ruling
Google LLC's Motion for Summary Judgment	Olson Declaration ¶¶ 3-5	
Pages 2:27-28, 6:17, 6:19, 7:4		
Statement of Undisputed Facts	Olson Declaration ¶¶ 3-5	
Pages 5:11, 5:21, 6:10, 7:3, 10:7		
Broome Declaration Ex. 11	Olson Declaration ¶ 6;	
Plaintiff William Byatt's Objections and Responses to Defendant's Third Set of Requests for Admission (Nos. 22-29)	Plaintiffs to provide declaration	
<u>Plaintiffs' Material</u>		
PDF Page 7:9-10, 7:12-13		
Broome Declaration Ex. 16	Olson Declaration ¶ 6;	
Plaintiff Chasom Brown's Objections and Responses to Defendant's First Set of Interrogatories (Nos. 1-6)	Plaintiffs to provide declaration	
<u>Plaintiffs' Material</u>		
PDF Pages 4:13, 4:17-19, 4:21, 7:5-7, 7:10		
Broome Declaration Ex. 17	Olson Declaration ¶ 6;	
Plaintiff William Byatt's Objections and Responses to Defendant's First Set of Interrogatories (Nos. 1-6)	Plaintiffs to provide declaration	

1	<u>Plaintiffs' Material</u>		
2	PDF Pages 4:13-15, 4:17-18, 4:20-21, 7:1-2, 7:5		
3	Broome Declaration Ex. 18 Plaintiff Christopher Castillo's Objections and Responses to Defendant's First Set of Interrogatories (Nos. 1-6)	Olson Declaration ¶ 6; Plaintiffs to provide declaration	
4	<u>Plaintiffs' Material</u>		
5	PDF Pages 4:13-15, 4:17-20, 4:22, 5:7, 7:2-8		
6	Broome Declaration Ex. 19 Plaintiff Jeremy Davis' Objections and Responses to Defendant's First Set of Interrogatories (nos. 1-6)	Olson Declaration ¶ 6; Plaintiffs to provide declaration	
7	<u>Plaintiffs' Material</u>		
8	PDF Pages 4:13, 4:16, 7:6		
9	Broome Declaration Ex. 20 Plaintiff Chasom Brown's Verified Amended Objections and Responses to Defendant's Interrogatories 1, 4, and 5	Olson Declaration ¶ 6; Plaintiffs to provide declaration	
10	<u>Plaintiffs' Material</u>		
11	PDF Pages 4:6, 4:11, 5:10-13, 5:15-16, 6:10-12, 6:15, 7:5-8, 7:11		
12	Broome Declaration Ex. 21 Plaintiff William Byatt's Verified Amended Objections and Responses to Defendant's Interrogatories 1, 4, and 5	Olson Declaration ¶ 6; Plaintiffs to provide declaration	
13	<u>Plaintiffs' Material</u>		
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1	PDF Pages 4:6, 5:10-13, 5:15-16, 6:10-11, 6:14, 7:3-5, 7:8		
2	Broome Declaration Ex. 22 Plaintiff Christopher Castillo's Verified Amended Objections and Responses to Defendant's Interrogatories 1, 4, and 5 <u>Plaintiffs' Material</u> PDF Pages 4:6, 5:10-18, 6:12-18, 7:7-14	Olson Declaration ¶ 6; Plaintiffs to provide declaration	
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10	Broome Declaration Ex. 23 Plaintiff Jeremy Davis' Verified Amended Objections and Responses to Defendant's Interrogatories 1, 4, and 5 <u>Plaintiffs' Material</u> PDF Pages 4:7, 5:10-13, 5:15-17, 6:15, 7:10	Olson Declaration ¶ 6; Plaintiffs to provide declaration	
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15	Broome Declaration Ex. 28 Plaintiff Monique Trujillo's Objections and Responses to Defendant's First and Second Sets of Interrogatories (Nos. 3 & 10) <u>Plaintiffs' Material</u> PDF Pages 3:12, 4:13, 4:16-17, 4:20, 6:12-17, 7:11-13, 7:15	Olson Declaration ¶ 6; Plaintiffs to provide declaration	
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22	Broome Declaration Ex. 30 William Byatt's Objections and Responses to Defendant's Fourth Set of Interrogatories (Nos. 12-15) <u>Plaintiffs' Material</u> PDF Page 4:16-17, 4: 19-20	Olson Declaration ¶ 6; Plaintiffs to provide declaration	
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28	Broome Declaration Ex. 39	Olson Declaration ¶ 6; Plaintiffs to provide	

1	Plaintiffs' Objections and Responses to Defendant's Sixth Set of Interrogatories (No. 17)	declaration	
2	<u>Plaintiffs' Material</u>		
3	7:11-13, 7:16-17, 7:20, 8:2-3, 8:6-7, 12:24-13:1		
4	Broome Declaration Ex. 41	Olson Declaration ¶¶ 3-5	
5	Defendant Google LLC's Objections and Responses to Plaintiffs' 7th Set of Interrogatories (Nos. 21-29)		
6	Pages 4:7, 4:26, 6:17, 6:25-26, 7:13-14, 7:20, 7:27, 8:3-5, 8:13- 14, 8:19		
7	Broome Declaration Ex. 45	Olson Declaration ¶¶ 3-5	
8	June 16, 2021 Glenn Berntson Deposition Transcript		
9	Pages 281:11, 372:11, 372:15		
10	Broome Declaration Ex. 56	Olson Declaration ¶¶ 3-5	
11	February 18, 2022 Rory McClelland Deposition Transcript		
12	Page 277:5		
13	Broome Declaration Ex. 57	Olson Declaration ¶¶ 3-5	
14	March 10, 2022 Stephen Chung 30(b)(6) Deposition Transcript		
15	Pages 25:7, 25:14, 25:23-24, 26:3, 26:5-9, 27:10-11		
16	Broome Declaration Ex. 65	Olson Declaration ¶¶ 3-5	
17	Brown - Google Subscriber Information (GOOG-BRWN- 00029466)		
18	Seal Entirely		
19	Broome Declaration Ex. 66	Olson Declaration ¶¶ 3-5	
20	Byatt - Google Subscriber		

1 Information (GOOG-BRWN-00030964)		
2 Seal Entirely		
3 Broome Declaration Ex. 67	Olson Declaration ¶¶ 3-5	
4 Castillo - Google Subscriber Information (GOOG-BRWN-00030104)		
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6 Seal Entirely		
7 Broome Declaration Ex. 68	Olson Declaration ¶¶ 3-5	
8 Davis - Google Subscriber Information (GOOG-BRWN-00229529)		
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10 Seal Entirely		
11 Broome Declaration Ex. 69	Olson Declaration ¶¶ 3-5	
12 Trujillo - Google Subscriber Information (GOOG-BRWN-00229514)		
13		
14 Seal Entirely		
15 Broome Declaration Ex. 70	Olson Declaration ¶¶ 3-5	
16 Log Data Usage Rules (GOOG-BRWN-00029004)		
17		
18 Seal Entirely		
19 Broome Declaration Ex. 71	Olson Declaration ¶¶ 3-5	
20 Device/App/Browser Fingerprinting and Immutable Identifiers Policy (GOOG-BRWN-00029326)		
21		
22 Seal Entirely		
23 Broome Declaration Ex. 75	Olson Declaration ¶¶ 3-5	
24 April 15, 2022 Expert Report of Bruce Schneier		
25		
26 Pages 25, 57-59, 73-75, 80, 83, 87, 89-91, 93, 96-97		
27		
28 Broome Declaration Ex. 77	Olson Declaration ¶¶ 3-6; Plaintiffs to provide	

1	April 15, 2022 Expert Report of Jonathan E. Hochman	declaration	
2			
3	<u>Plaintiffs' Material</u>		
4	Paragraphs 88-90, 115, 174-78, 224-25, 234, 236, 243, 246-47,		
5			
6	Appendix B - paragraphs 11- 13, 18-23, pages 17-36		
7			
8	Appendix G - paragraphs 7-8, 24, 26		
9			
10	Appendix H - TOC and paragraphs 1-41		
11	<u>Google Material</u>		
12	Pages 9, 36, 44-46, 51-56, 59, 61,63-71, 73-76, 82, 86-91, 93- 96, 98-108, 110-112, 115-126, 128-132, 134, 136-137, 139, 142, 145, 150, 152-154		
13			
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15	Appendix A - Pages 3-4, 15, 19		
16			
17	Appendix D - Pages 1-5		
18			
19	Appendix E - Seal entirely		
20			
21	Appendix F - Pages 2-10		
22			
23	Appendix G - Pages 1-6, 8-13		
24			
25	Appendix H - Pages 1-30		
26			
27	Appendix I - Seal entirely		
28			
	Exhibit C - Seal entirely		
	Exhibit E - Seal entirely		
26	Broome Declaration Ex. 79	Olson Declaration ¶¶ 3-5	
27	May 20, 2022 Expert Report of Mark Keegan: Rebuttal of Expert Report of Professor On		
28			

1 Amir 2 Pages 59, 61 3 Exhibit 8 - Pages: 4 Keegan_Exhibits_81, Keegan_Exhibits_83-87		
5 Broome Declaration Ex. 80 6 June 7, 2022 Expert Rebuttal 7 Report of Georgios Zervas, PhD 8 Pages 9, 53	Olson Declaration ¶¶ 3-5	
9 Broome Declaration Ex. 81 10 June 7, 2022 Expert Report of 11 Professor Paul Schwartz Pages 35-37, 39-41	Olson Declaration ¶¶ 3-5	
12 Broome Declaration Ex. 82 13 June 7, 2022 Expert Report of 14 Konstantinos Psounis, PhD 15 Pages 3-4, 22-24, 31-32, 38-43, 50-53, 58-59, 65-66, 73, 78, 87- 89, 94-95, 105, 107-108, 110- 112, 114, 117, 175-184, 187- 190	Olson Declaration ¶¶ 3-5	
16 Broome Declaration Ex. 83 17 August 4, 2022 Declaration of 18 Glenn Berntson regarding 19 Google Ad Manager and 20 Google Adsense 21 Pages 19:21-23, 20:20-24, 21:1- 7	Olson Declaration ¶¶ 3-5	
22 Broome Declaration Ex. 85 23 August 5, 2022 Declaration of 24 Jonathan McPhie Regarding 25 Google's Disclosures 26 <u>Plaintiffs' Material</u> 27 Pages 22:21, 22:23, 22:25, 23:2, 23:4, 23:6	Olson Declaration ¶¶ 3-6; Plaintiffs to provide declaration	

1	<u>Google Material</u>		
2	Pages 16:15, 16:18, 16:25, 23:10, 23:14, 25:8, 26:11-12, 29:3, 29:5-14, 32:5, 32:22, 33:10		
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5	Broome Declaration Ex. 87 Exhibit 15 to the August 5, 2022 Declaration of Jonathan McPhie Regarding Google's Disclosures (GOOG-CABR- 05435660)	Olson Declaration ¶¶ 3-5	
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9	Seal Entirely		
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11	Broome Declaration Ex. 88 Exhibit 17 to the August 5, 2022 Declaration of Jonathan McPhie Regarding Google's Disclosures	Olson Declaration ¶¶ 3-5	
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14	Seal Entirely		
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16	Broome Declaration Ex. 142 4/29/21 Monsees Depo Transcript Excerpt	Olson Declaration ¶¶ 3-5	
17	Page 86:14-15, 20-22		
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19 **SO ORDERED.**

20 DATED: _____

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22 HON. YVONNE GONZALEZ ROGERS
23 United States District Judge

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